

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON

JOE HAND PROMOTIONS, INC. : Case No: 3:11-CV-283

Plaintiff, : Magistrate Judge Michael J. Newman
vs. : (Consent Case)

KIRK A. HIMMELBERG, *et al.*, :
Defendants. :

CONDITIONAL DISMISSAL ORDER; TERMINATION ENTRY

The Court having been advised that the above matter has been settled, **IT IS ORDERED** that this action is hereby **DISMISSED**, with prejudice as to the parties, provided that any of the parties may, upon good cause shown within 60 days, reopen the action if settlement is not consummated. This case is hereby **TERMINATED** on the Court's docket.

In light of this dismissal, the parties' join motion to consolidate this case with case number 3:12-cv-38 (doc. 28) is **DENIED AS MOOT**.

August 31, 2012

s/ **Michael J. Newman**
United States Magistrate Judge